

Assembly Concurrent Resolution

No. 95

Introduced by Assembly Member Gomez

February 11, 2014

Assembly Concurrent Resolution No. 95—Relative to the California Community Colleges.

LEGISLATIVE COUNSEL'S DIGEST

ACR 95, as introduced, Gomez. California Community Colleges: part-time faculty.

This measure would express the intent of the Legislature that community college districts not reduce the hours of part-time faculty for the purpose of avoiding implementation of the federal Patient Protection and Affordable Care Act.

Fiscal committee: no.

1 WHEREAS, The provisions of the federal Patient Protection
2 and Affordable Care Act (PPACA) relating to employer shared
3 responsibility require large employers, including California
4 community college districts, to provide minimum essential health
5 care coverage for anyone working an average of at least 30 hours
6 per week; and
7 WHEREAS, Assembly Concurrent Resolution 138 of the
8 2009–10 Regular Session, chaptered as Resolution Chapter 142
9 of the Statutes of 2010, expressed the intent of the Legislature that
10 part-time and temporary faculty receive pay and benefits that are
11 equal to those of specified tenured and tenure-track faculty, to the
12 extent funding is provided; and

1 WHEREAS, Proposed Internal Revenue Service Regulation
2 138006-12 would define service hours to include work paid outside
3 of the classroom, including office hours and preparation, for
4 purposes of calculating full-time employment status; and

5 WHEREAS, Individual college and university employers across
6 the United States have reduced the hours of part-time faculty
7 specifically to avoid compliance with the provisions of the PPACA
8 relating to employer shared responsibility, the operation of which
9 has been delayed until January 1, 2015; now, therefore, be it

10 *Resolved by the Assembly of the State of California, the Senate*
11 *thereof concurring*, That it is the intent of the Legislature that
12 community college districts not reduce the hours of part-time
13 faculty for the purpose of avoiding implementation of the federal
14 Patient Protection and Affordable Care Act; and be it further

15 *Resolved*, That the Chief Clerk of the Assembly transmit copies
16 of this resolution to the Chancellor of the California Community
17 Colleges and to the author for appropriate distribution.